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13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 OAKLAND DIVISION

16 UNITED STATES OF AMERICA,) No. CR-10-0488 PJH
17 Plaintiff,) [PROPOSED] ORDER TO EXCLUDE
18 v.) TIME UNDER THE SPEEDY TRIAL ACT
19 JAMES DALE BROWN,)
20 Defendant.)

21 The parties appeared for a detention hearing on September 3, 2010. The parties appeared
22 for a status conference on September 22, 2010. The matter was continued to November 3, 2010
23 for further status. The government produced a first tranche of discovery prior to the detention
24 hearing. The government is preparing a second tranche of discovery. Defense counsel continues
25 to review the discovery. In addition, defense intends to schedule a time to review certain
26 electronic discovery at the government's forensic laboratory. Based upon the representation of
27 counsel and for good cause shown, the Court finds that failing to exclude the time between
28 September 3, 2010 and November 3, 2010 would unreasonably deny the government and the
defense the reasonable time necessary for effective preparation, taking into account the exercise
of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice

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1 served by excluding the time between September 3, 2010 and November 3, 2010 from
2 computation under the Speedy Trial Act outweigh the best interests of the public and the
3 defendant in a speedy trial. Therefore, it is hereby ordered that the time between September 3,
4 2010 and November 3, 2010 shall be excluded from computation under the Speedy Trial Act. 18
5 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).

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7 DATED: September 23, 2010


HONORABLE LAUREL BEELER
United States Magistrate Judge

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